

4. On October 15, 2019, the Court issued an Order⁶ setting deadlines and canceling the Initial Pretrial Conference. As part of this Order the Court set a deadline of January 10, 2020, to file any Motions for Possession.

5. The United States, however, had filed an Opposed Motion for Order of Immediate Possession⁷ on October 10, 2019, and Defendants filed its Response⁸ to the motion for possession on October 15, 2019.

6. On December 19, 2019, the United States filed an Opposed Motion for Expedited Hearing on the Opposed Motion for Order of Immediate Possession.⁹

7. On December 30, 2019 the Court issued an Order¹⁰ in response to the United States' motion for hearing and granted the motion for possession and a motion to correct Schedule A, while denying the motion for expedited hearing. The Order granted possession to the United States under terms specified¹¹ therein and also ordered the United States to provide 72-hour notice before entering.

8. Attorneys for all parties have conferred and discussed the matter of just compensation for the Right of Entry; however, the parties have not been able to reach an agreement.

9. The United States filed its brief on just compensation on January 28, 2020.¹²

10. Given that possession has been granted, the only matter pending before the Court is the amount of just compensation to which the landowner is entitled.

⁶ Dkt. No. 15.

⁷ Dkt. No. 13

⁸ Dkt. No. 14

⁹ Dkt. No. 16.

¹⁰ Dkt. No. 17

¹¹ Dkt. No. 17 at 12-13

¹² Dkt. No. 19

11. Thus, the parties request the status conference scheduled for February 25, 2020, at 9:00 a.m. continue as a scheduling conference.

THE MOORE LAW FIRM

4900 North 10th Street, Suite F-3

McAllen, Texas 78504

Telephone: (956) 631-0745

Telecopier: (888) 266-0971

Email: lit-docket@moore-firm.com;

paul@gaytanlaw.com

By: *s/ Paul Gaytan (with permission)*

Paul Gaytan

State Bar No. 24007233

Southern District Bar No. 23940

Attorney for Defendant

Respectfully submitted,

RYAN K. PATRICK

United States Attorney

Southern District of Texas

By: *s/ Jimmy A. Rodriguez*

JIMMY A. RODRIGUEZ

Assistant United States Attorney

Southern District of Texas

Texas Bar No. 24037378

Federal ID No. 572175

1000 Louisiana, Suite 2300

Houston, Texas 77002

Tel: (713) 567-9532

Fax: (713) 718-3303

E-mail: jimmy.rodriguez2@usdoj.gov

Attorney-in-Charge for Plaintiff

HILDA M. GARCIA CONCEPCION

Assistant United States Attorney

Southern District of Texas No.3399716

Puerto Rico Bar No. 15494

1701 W. Bus. Highway 83, Suite 600

McAllen, TX 78501

Telephone: (956) 618-8004

Facsimile: (956) 618-8016

E-mail: Hilda.Garcia.Concepcion@usdoj.gov

CERTIFICATE OF SERVICE

I certify that on January 31, 2020, a copy of the foregoing was electronically filed in the CM/ECF system, which will automatically serve a Notice of Electronic Filing on counsel of record.

By: *s/ Jimmy A. Rodriguez*
JIMMY A. RODRIGUEZ
Assistant United States Attorney